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**Davis Polk**

**Craig Cagney**

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April 6, 2023

Re:    *John Does 1 through 7 v. The Taliban, et al.*, No. 3:20-MC-00206-FDW-DSC  
      Writs of Execution Issued Against Bank of America, N.A.

United States Marshals Service  
Western District of North Carolina  
Charles R. Jonas Federal Building  
401 West Trade Street  
Charlotte, NC 28202

Attention: Yvette Quesnell-Deese  
              District Asset Forfeiture Coordinator

Dear Ms. Quesnell-Deese:

This statement is submitted on behalf of Bank of America, N.A. ("Bank of America") with respect to the annexed writ of execution in respect of the above-captioned matter.

Bank of America is a national bank with offices throughout the country, including in the State of North Carolina. It maintains on its books various accounts which have been blocked pursuant to various sanctions programs, including the Russian Harmful Foreign Activities Sanctions Regulations, 31 C.F.R. 587 and Executive Order 14024 (the "RHFA Sanctions Regulations"). We understand that the writ is directed at certain accounts blocked pursuant to the RHFA Sanctions Regulations in which VTB Bank Europe S.E. may have an interest (the "Blocked Accounts").

Because the Blocked Accounts referred to above have been blocked pursuant to the RHFA Sanctions Regulations, Bank of America cannot release or turn over those assets to any party without a license issued by the U.S. Treasury Department's Office of Foreign Assets Control and/or a court order issued pursuant to Section 201(a) of the Terrorism Risk Insurance Act ("TRIA") or the Foreign Sovereign Immunities Act ("FSIA"). I should add that while the Blocked Accounts hold property blocked within the meaning of the RHFA Sanctions Regulations, the Blocked Accounts may not be subject to execution or turnover for several reasons, including because they do not hold property owned by Al-Qaeda, the Taliban, the Haqqani Network, or an agency or instrumentality thereof, because they are immune from execution pursuant to the Vienna Convention on Diplomatic Relations or the Vienna Convention on Consular Relations, or because they are subject to turnover or restraint issued by a Court in another jurisdiction.

Please do not hesitate to contact me if you have any questions with regard to the foregoing.

Very truly yours,

*/s/ Craig Cagney*

Craig Cagney

Enclosure

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA

Plaintiff JOHN DOES 1 THROUGH 7 Address c/o do Campo & Thornton, P.A. 150 S.E. Second Ave., Ste. 602, Miami, FL 33131	Case Number: 3:20-mc-00206-FDW-DSC
VERSUS	EXECUTION (Rule 69, F.R.Cv.P. and G.1-313(1); GS.1C, Art. 16)
Defendant The Taliban Address	Defendant No Known Address Address

TO THE UNITED STATES MARSHAL:

By the terms of a judgment rendered in favor of John Does 1 through 7

against, The Taliban the following sums are now due:

Principal	Interest to date	Court Costs	Other	Total:
\$ 138,418,741.00	\$ 393,388.47	\$ tbd	-\$362,430.13 prior collection	\$ 138,449,699.34

For the United States Marshal's fees (see 28 U.S.C. § 1921) - \$ \_\_\_\_\_ Post-Judgment  
interest is computed on the principal at the legal rate from the date shown below:

	Legal rate of interest:	Date Judgment entered on docket:
03/20/2023	0.12%	11/05/2020

You are commanded to satisfy the judgment

By demanding payment from the debtor.

Out of the personal property of the debtor, and if sufficient property cannot be found, then out of the real property belonging to the debtor on the day the judgment was entered on the docket of this Court as shown above or any time after that date.

Except as to property set off as exempt (a list of which attached) out of the personal property of the debtor within your district, and if sufficient personal property cannot be found, then out of real property belonging to the debtor on the day the judgment was docketed in this court as shown above or any time after that date.

✓ Out of the property listed below which is excepted by law from the exemptions:

From the blocked assets of the Judgment Debtor and its agencies and/or instrumentalities, as those terms are defined in the Terrorism Risk Insurance Act ("TRIA"), including but not limited to VTB Bank Europe S.E.



Frank G. Johns  
Frank G. Johns, Clerk  
United States District Court

Date 3/27/2023

The Taliban

Please restrain the following account numbers listed below.

Bank of America account numbers [REDACTED] & [REDACTED].

Any other accounts that the Judgment Debtor, The Taliban, maintains at Bank of America.